

**BOTH
SIDES
CONFID
ENT**

IN FRANK CASE

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of
Prejudice of Highest Type,
Says Stiles Hopkins.**

Attorneys for Leo M. Frank announced Wednesday that they invited an attack upon the truth and veracity of the men who made depositions against Juror A. H. He, charging bias and prejudice, just for the purpose demonstrating conclusively that

every person has made an affidavit is unimpeachable and a man of recognized character and honesty.

The State and the defense both are confident over the probable outcome of the motion for a new trial which will be heard Saturday.

Stiles Hopkins, one of the firm of Rosser, Brandon, Slaten & Phillips, obtained a number of the depositions defense and investigated carefully the reputation and standing of every man from whom he took an affidavit. He was authority Wednesday for the statement that they are men of prominence and excellent repute in their communities.

Absurd, Says Hopkins.

They have filed depositions charging that they overheard Henslee, before the trial of Frank, utter violently denunciatory remarks in regard to the defendant and declare his belief in Frank's guilt.

Henslee's reply was that he made some of the statements credited to him, but that he made them after the trial and not before.

"That sort of a defense by Henslee is most absurd," is the only comment that Mr. Hopkins would make on this statement of the juror. "Depositions which are on file show that one of the remarks of Henslee was that 'If the jury ever turns Frank loose he never will get out of Atlanta alive.' This could not have been made after the trial. He also is alleged to have said that he had been summoned as a talesman and might be a juror in the case, in which event he would like to have a part in 'breaking Frank's neck.' He could not have said this after the trial."

Prominent Men.

Mr. Hopkins said that J. J. Nunnally, one of those who had made depositions, is vice president of the W. H. Nunnally Company, of Monroe, and is identified with the Nunnally & Harris Supply Company, in which capacity he met Henslee, who is an

agent for buggies, whips and supplies. None of the affiants, said the lawyer, would have any occasion to make a deposition harmful to Henslee unless it was the truth. All, in fact, he declared, had been most reluctant to have anything to say about the matter until they were forced to make their statements by being summoned into court.

John M. Holmes, another who swears he overheard Henslee make violent remarks against Frank, is the partner of John D. Walker, a prominent banker. The others occupy similar positions of prominence.

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**PDF PAGE 3, COLUMNS 1 &
2**

PDF PAGE 3, COLUMN 1

**ANOTHER FRANK JUROR
ACCUSED**

PDF PAGE 3, COLUMN 2

**FRANK
COUNSEL
WILL
BROADEN**

JURY ATTACK

After reinforcing their attack upon Juror A. H. Henslee Wednesday by the statements of a dozen leading men, who swore to the good character, reputation and reliability of the persons who had charged the juror with violent prejudice and bias, counsel for Leo M. Frank made the sensational announcement Wednesday that depositions would be filed before Saturday alleging prejudice against a third, and possibly a fourth, member of the jury which convicted Frank of the murder of Mary Phagan.

Through making a most careful investigation of every juror who sat in the Frank trial, the convicted man's attorneys have not let up on Henslee, as a new affidavit obtained Wednesday bears witness. The latest affidavit is signed by a man who declares that he overheard Henslee as long ago as last May give vent to a decided opinion of Frank's guilt.

The conversation occurred on a street in Atlanta, according to the deposition. It was remarked in Henslee's hearing that the murder did not seem to be of the character that would be perpetrated by a member of Frank's race.

Henslee is said to have replied in effect: "I don't care. I believe that Frank is guilty, and if by any chance I am put on the jury I will do my best to convict him."

Henslee's defense that the Sparta men were mistaken or lying who testified they had heard him utter denunciatory

remarks against Frank before the trial met a prompt reply Wednesday in the obtaining of affidavits from a number of Sparta's most prominent citizens testifying to personal and moral character and honesty of John M. Holmes, Shi Gray and S. M. Johnson, who signed the depositions.

Among those who testified to the trustworthiness of the three men were W. H. Burwell, Speaker of the last State House of Representatives; T. B. Hightower, Sheriff of Hancock County; Henry H. Little, Ordinary; G. W. Rives, Mayor of Sparta; Thomas F. Fleming, Speaker Burwell's law partner; H. L. Middlebrooks, cashier of the First National Bank of Sparta; H. D. Chapman, Tax Collector; R. E. Wheeler, cashier of the Sparta Savings Bank; W. E. Wiley, Clerk of the Superior Court; A. H. Birdsong County Treasure; E. A. Rozier, Sr., president of the Bank of Sparta, and J. D. Bennett, also of the bank of Sparta.

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Slaton Gives Respite To Condemned Negro

Upon recommendation of the Prison Commission, Governor Slaton today respited for 20 days "Bob" Gaithwright, a negro, sentenced to be hanged in Gwinnett County Friday.

Gaithwright was convicted of murder about a month ago, and his case was not appealed to the higher courts. His attorneys desire to ask clemency, however.

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**FRANK
LAWYERS
WILL AGREE
TO**

WEEK DELAY

Expressing the opinion that a further delay in the hearing of the motion for a new trial for Leo M. Frank will only serve to make them more secure in their case against Juror A. H. Henslee, whom they charge with prejudice and bias, counsel for Frank Thursday indicated that they were entirely agreeable to Solicitor Dorsey's request for a postponement of another week until he should be able to complete his review of the defense's reasons.

The Solicitor, who, with his assistant, A. E. Stephens, has been going over the voluminous amended motion of the defense with its 115 reasons for a new trial since its filing last week by Frank's lawyers, refuses to discuss the case except to express his confidence that a new trial will be denied. He stands firmly by his original declaration that the defense is without adequate grounds to ask for a new trial.

He and Attorney Stephens, isolating themselves in Valdosta, where they will not be interrupted by office visitors, have given their entire time to the preparation of their argument against any movement which will reopen the sensational murder case. While the hearing before Judge Roan, set originally for October 4, will have few of the spectacular features that marked the trial of Frank, the lawyers are making ready for a titanic struggle.

The Solicitor is determined that the verdict of guilty shall stand. He is using every means to stave off what he regards as the remote possibility of a reversal of the verdict that brought the death sentence to the defendant.

Solicitor Dorsey prepared his request Wednesday for a delay of another week in the hearing. Judge Roan already had made known his willingness to extend the time if it was needed by the Solicitor. When he learned next Saturday he promptly announced that the delay would be granted in accordance with his promise.

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Hooper Recovers His Stolen Watch

A gold watch that was stolen on June 2 from Frank A. Hooper, the attorney who was associated with Solicitor Dorsey in the trial of Leo M. Frank, was recovered at a Peters street pawnshop by detectives Wednesday and restored to the owner.

The watch was stolen from, Mr. Hooper by two bandits who attacked him as he was walking to his home, No. 779 Piedmont avenue. Mr. Hooper was knocked down and the watch taken from his pocket.

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**Negro Forgot
His**

Wife's Maiden Name

The daily grind of the divorce mill in Judge Ellis' division of Superior Court produces its comedy as well as its tragedies.

Pat Harrell, negro, furnished the comedy Wednesday when he swore that he became the lawful husband of one "Jessie," some time during President Cleveland's administration. He got a verdict despite his lapse of memory.

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